

April Rose Sommer
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(925) 962-9755

STATE OF CALIFORNIA
State Energy Resources
Conservation and Development Commission

In the Matter of:) Docket No. 07-AFC-6
)
)
) OBJECTION TO MODIFICATION
) OF VERIFICATION PROVISIONS
) BY CEC STAFF
)
Carlsbad Energy Center Project)

Pursuant to 20 C.C.R § 1770, Intervenor Rob Simpson object to any modification of verification provisions by the CEC staff that remove third party approval of or involvement in any verification process including, but not limited to, involvement by the Carlsbad Fire Department, the City of Carlsbad, the U.S. Fish and Wildlife Service, the California Department of Fish and Game, and any other governmental agency or entity.

Intervenor Rob Simpson also object to any modification of verification provisions by the CEC staff that remove the duly determined number of days prior to construction or site mobilization that verification must be established.

20 C.C.R § 1770(d) provides: "The verification provisions in a siting decision are intended to verify compliance with the actual conditions of certification. The staff, after notice to the licensee, may modify the verification provisions as necessary to enforce the conditions of certification without requesting an amendment to the decision, provided that the verification change does not conflict with the conditions of certification. If a licensee or any other person objects to the modification, he or she shall be entitled to a public hearing on the matter before the Commission."

DATED: June 30, 2011.

Respectfully,

By: April Rose Sommer
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Attorney for Rob Simpson

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)
)
) PROOF OF SERVICE
)
)
Carlsbad Energy Center Project)

I, April Rose Sommer declare that on June 30, 2011, I transmitted copies of the attached Objection to Modification of Verification by CEC Staff by electronic mail to those identified on the Proof of Service list. Transmission via electronic mail was consistent with the requirements of California Code of Regulations, title 20, sections 1209, 1209.5, and 1210. I declare under penalty of perjury that the foregoing is true and correct.

DATED: June 30, 2011.

By: April Rose Sommer
April Rose Sommer

Attorney for Rob Simpson